(A) (B)

CAUSE

**BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR C.G.**

**In the Matter of W.P.No. 1208 /2003**

**PETITIONER**

Ashwini Kumar Sahu, aged about 21 years, sono of Late Shri Dashrath Sahu, ~~aged about 21 years~~, resident of Civil Line, Dharamjaigarh, Distt. Raigarh (Chhattisgarh).

P.R. No. ..... to-day 6/03
Presented by Shri A.N. Bhatt
dated ..... 26.2.03

**Versus**

**RESPONDENTS**

1) State of Chhattisgarh, through : Secretary, Public Works Department, D.K.S. Bhawan, Raipur (Chhattisgarh)

2) Chief Engineer, Public Works Department, Government of Chhattisgarh, Raipur (Chhattisgarh).

3) Collector, Raigarh (Chhattisgarh).

4) Executive Engineer (P.W.D.), Raigarh, Distt. Raigarh (C.G.)

5) Sub Divisional Officer (Elect. And Mech.), Sub Division, Raigarh, Distt. Raigarh (Chhattisgarh).

शपथ आयुक्त
एस.के. शुक्ला
बिलासपुर (छ.ग.)

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(B) (B)
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**BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR C.G.**

**In the Matter of W.P.No. 1208 /2003**

RESPONDENT NO.6 : UNION OF INDIA, THROUGH : THE SECRETARY, DEPARTMENT OF PERSONNEL, PUBLIC GRIEVANCE AND PERSONNEL, THIRD FLOOR LOKNAYAK BHAWAN, KHAN MARKET, NEW DELHI.

RESPONDENT NO.7 : STATE OF MADHYA PRADESH THROUGH : THE SECRETARY, DEPARTMENT OF TRIBAL WELFARE, VALLABH BHAWAN, MADHYA PRADESH, BHOPAL.

Heard by order of court
Date: 13.8.04
Counsel for petitioner
20/8/04

**PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI AND /OR ANY OTHER COMMAND OF LIKE NATURE**

(65)

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**Writ Petition No. 1208 of 2003**

Petitioner — Ashwini Kumar Sahu

Versus

Respondents — State of Chhattisgarh and others

**Single Bench:** Hon'ble Mr. Justice Satish K. Agnihotri.

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Present: Mr. A.N.Bhakta, Advocate for the petitioner.
Mrs. Anju Ahuja, Deputy Government Advocate for the State/respondents No. 1 to 5.
Mr. S.K.Beriwal, Standing counsel for Union of India.

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**ORDER**

(Passed on 28th Day of February, 2007)

The following order of the Court was passed by **Satish K. Agnihotri, J.**

1. The father of the petitioner namely Shri Dashrath Sahu while working as Roller Driver in Public Works Department, died on 01.02.1997 (Annexure P-2) in harness.

2. At the time of death of deceased Shri Dashrath Sahu, the petitioner was minor. The petitioner attained the age of majority on 21.07.2001 thereby he became eligible for making application and for consideration of his case on the basis of compassionate appointment.

3. In the meantime, the Government of Chhattisgarh, by its circular dated 02.02.2006, directed all the departments to consider cases of all the eligible dependent-legal heir of the deceased employee, who

(66)

died in harness between 1.11.1997 to 31.10.2000 for compassionate ground.

4. Since the petitioner attained majority on 21.07.2001, the case of the petitioner should be considered afresh as per its own circular dated 02.02.2006 and also in view of the order passed by this Court in Writ Petition No. 3879/2004 and other connected matters on its own merit, in accordance with law, within a period of four weeks from the date of the representation, if so made.

5. For the reasons stated above, the writ petition stands disposed of. No orders as to costs.

Sd/-
Satish K. Agnihotri
Judge

Subhash